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Attorneys for Plaintiffs:

SHOGREN LIVING TRUST; PATRICK DAVIS; STEPHEN MELZ; F/V GLADNIK, LLC; F/V MIDORI, LLC; F/V CHARLIE D., LLC; F/V DONITA, LLC; BOB SILVA; GALE FORCE, INC.; F/V INTREPID, INC.; BRADFORD FLOYD; DANNY MURRAY; DOMONIC DAPETTI; CHAD DALHBERG

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

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SHOGBEN LIVING TRUST; PATRICK J. Case No. 07-05926-SC

SHUGREN LIVING TRUST; PATRICK J.
DAVIS; ROSE MARIE, INC.; STEPHEN)
MELZ; F/V GLADNIK, LLC; F/V)
MIDORI, LLC; F/V CHARLIE D., LLC;)
F/V DONITA, LLC; BOB SILVA; GALE)
FORCE, INC.; F/V INTREPID, INC.;)
BRADFORD FLOYD; DANNY)
MURRAY; DOMONIC DAPETTI;)
CHAD DALHBERG;)

Plaintiffs.

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**REGAL STONE, LTD.; HANJIN
SHIPPING, CO., LTD.; JOHN COTA;
M/V COSCO BUSAN, Official No.
9231743 her engines, apparel, furniture,
etc, *in rem*;**

Defendants.

COMES NOW PLAINTIFF ROSE MARIE, INC., by and through its attorney of record Cory A. Birnberg of Birnberg & Associates and does hereby dismiss its complaint, filed on November 21, 2007, without prejudice, pursuant to Federal Rule of Civil Procedure 41, subsection (a)(1)(A)(i). Defendants have not been served nor have they responded to the complaint. This dismissal only applies to Plaintiff ROSE MARIE, INC. and not the other Plaintiffs.

Dated: January 28, 2008

BIRNBERG & ASSOCIATES

By: /s/Cory Birnberg
Cory A. Birnberg
Attorney for Plaintiffs

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